

PAUL ALEXANDER (SBN 49997)
ANDREW Y. PIATNICIA (SBN 174691)
ANTHONY S. KIM (SBN 225703)
HOWREY LLP
1950 University Avenue, Fourth Floor
East Palo Alto, California 94303
Telephone: (650) 798-3500
Facsimile: (650) 798-3600
Email: alexanderp@howrey.com
piatniciaa@howrey.com
kimt@howrey.com

Attorneys for Defendant
NATIONAL SEMICONDUCTOR CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GREGORY BENDER,

Plaintiff,

vs.

NATIONAL SEMICONDUCTOR
CORPORATION, a Delaware Corporation,

Defendant.

) Case No. C 09-01151 JSW

)
) **STIPULATION AND ~~PROPOSED~~ ORDER**
) **TO CHANGE DATE OF CASE**
) **MANAGEMENT CONFERENCE AND**
) **DEADLINES FOR JOINT CASE**
) **MANAGEMENT CONFERENCE**
) **STATEMENT AND RESPONSIVE**
) **PLEADING**

)
) Previous Date for Hearing: October 9, 2009
) New Date for Hearing: December 11, 2009
) Courtroom 11, 19th Floor
) Hon. Jeffrey S. White

Stipulation and ~~Proposed~~ Order
to Change Date of CMC
Case No. C 09-01151 JSW

Pursuant to Civil L.R. 6-2 and 7-12, Plaintiff Gregory Bender (“Bender”) and Defendant National Semiconductor Corporation (“National Semiconductor”), hereby stipulate and request an order to change the date set for the Court’s initial case management conference in this action, and the deadlines for the filing of a joint case management statement with the Court and service of a responsive pleading as follows:

1. The Court’s initial case management conference, previously scheduled for October 9, 2009 (Dkt. No. 16), shall be heard on December 11, 2009;
2. The parties shall file a joint case management statement pursuant to Civil L.R. 16-9 by December 4, 2009; and
3. National Semiconductor shall serve a responsive pleading to Plaintiff’s Amended Complaint for Patent Infringement on or before October 30, 2009.

Good cause exists for the requested change of time. National Semiconductor filed a motion to dismiss the Complaint, which was granted in part on September 9, 2009. (Dkt. No. 21.) Pursuant to the Court’s Order, Mr. Bender first made valid service of the complaint on September 16, 2009. (Dkt. No. 22.) In view of these developments, the parties respectfully request that the Court grant this Stipulation to Change Date.

No previous time modifications have occurred in this action.

1 Dated: September 29, 2009

Respectfully submitted,

2
3 By: /s/ David N. Kuhn
David N. Kuhn

4 Attorney for Plaintiff
5 GREGORY BENDER

6 Dated: September 29, 2009

7
8 By: /s/ Paul Alexander
9 Paul Alexander

10 Attorneys for Defendant
11 NATIONAL SEMICONDUCTOR
12 CORPORATION

13 Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, I
14 attest under penalty of perjury that concurrence in the filing of the document has been obtained from
15 David N. Kuhn, Esq.

16 Dated: September 29, 2009

17
18 By: /s/ Paul Alexander
Paul Alexander

19 Attorneys for Defendant
20 NATIONAL SEMICONDUCTOR
21 CORPORATION

22
23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: September 30, 2009

25 
26 Hon. Jeffrey S. White
United States District Court
27 Northern District of California

28 Stipulation and ~~Proposed~~ Order
to Change Date of CMC
Case No. C 09-01151 JSW